## BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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## FACSIMILE COVER SHEET

	Deliver to:	Kwon, Min S., USPTO		Art Group:	2142
F	facsimile No.:	703-872-9306		Date:	April 22, 2005
	From:	Jordan M. Becker, Reg. No. 39,	,602	, , , , , , , , , , , , , , , , , , ,	
0	ur Docket No.:	5693P113	Nι	mber of pages <u>10</u>	_including this sheet.
A	pplication No.:	09/981,644		Filing Date:	10/16/2001
Er	nclosed are the	o following documents:			
	☐ Amendment:	(pgs)		Issue Fee Transmittal	
Section No.	☐ Appeal Brief ☐ Application:	( pgs)		Notice of Appeal Petition for:	
Tr. Line With Constitution in the Constitution	☐ Assignment & Certificate of ☐ Continued Pr ☐ Declaration & ☐ Drawings: ☐ Extension of ☐ Foe Transmi ☐ IDS & PTO/S ☐ Other	(pgs)  (pgs)  (pgs) w/cover & abstract)  & Cover Sheet (pgs)  Facsimile  resocution Application (CPA)  & POA (pgs) sheets, figures  Time:  ttal (in duplicate)  SB/08 ( 3 pgs)  CERTIFICATE OF MAILIN		Request for Continued E Reply Brief (pgs) Request & Certification L Request to Rescind Prev Response to Notice of M Response to Written Opi Terminal Disclaimer Transmittal of Publication Transmittal Lottor	examination (RCE)  Under 35 USC 122(b)(2)(B)(i)  Vious Nonpublication Request  Unicipal Parts & Formalities Letter  Unicipal Information (pgs)  Unicipal Fee Due
Th		this correspondence is being transmitt			
		He amo		4/22/2005	
		Harleen Bains		Date	

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Page 1 of 3

		FEE TRANSMITTAL FO	OR FY 2005					
Effective on 12/00/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).								
TOTAL AMOUNT OF PAYMENT (\$) 180.00								
Complete if Kno		n4 644						
Application No. Filing Date		<u>81,644</u> <u>6/2001</u>						
First Named Inv	/entor Jaso	on Lango, et al.						
<b>Examiner Name</b>	→ Min	S. Kwon						
Arl Unit		<u>2</u> 3P113						
Attorney Docke								
	Applicant cla	Ims small entity status. See 37	CFR 1.27.					
METHOD OF I	PAYMENT (ch	eck all that apply) dit Card Money Ord	der None Other (please identify)					
X Depos	it Account							
İ	Deposit Accor	unt Number: <u>02-2666</u> unt Name:						
X The Di	rector is Autho	rized to do the following with re-	spect to the above-identified Deposit Account:					
_X	Charge fee(s	Indicated below.						
<u> </u>			ee(s) during the pendency of this application.					
Y	Charge ree(s	Indicated below except for the	ming rea					
<u>X</u>	Any concurren	t or future reply that requires a potit	ion for extension of time should be treated as					
	Incorporating (	an appropriate petition for extension	of time and all required fees should be charged.					
		ı may become public. Credit card in nd authorization on PTO-2038.	formation should not be included on this form.					
FEE CALCUL	ATION							
#### / + + 3 \	or an article control of the same principles		الموود منظمة المراجع المراجعة					
1. BASIC FILI	NG, SEARCH	, AND EXAMINATION FEES						
Large Entity	Small Entity							
Fee Foe	Foe Fee							
Code (\$)	Code (5)	Fee Description	Fees Paid (\$)					
1011 300	2011 150 2111 250	Utility application filing fee Utility search fee						
1111 500 1311 200	2111 250 2311 100	Utility examination fee						
.51, 100		,						
1012 200	2012 100	Design application filing fee						
1112 100	2112 50	Design search fee	<b>430/215</b>					
1312 130	2312 65	Design examination fee	J					
1013 200	2013 100	Plant filing fee	٦					
1113 300	2113 150	Plant search fee	660/330					
1313 160	2313 80	Plant examination fee	J =====					
4004 555	0004 455	Delegue filir - 4	<b>¬</b>					
1004 300 1114 500	2004 150 2114 250	Reissue filing fee Reissue search fee	<u></u>					
1314 600	2314 300	Reissue examination fee						
1005 200	2005 100	Provisional application filing	j fee					
		<del>- ,</del>						
			SUBTOTAL (1) \$ 0.00					

Page 2 of 3

2. EXCESS CLAIN	1 FEES				
HP = highest numbe Independent Clain	ns or of independen	paid for, if greater than 20	<u>ns</u> X X	=	Fees Paid (\$)
Large Entity         Sm           Foo         Foe           Code         (\$)           1202         50           1201         200           1203         360           1204         200           1205         50	de (\$) <u>Fe</u> 02 25 Ea 01 100 Ea 03 180 Mi 04 100 Re	e <u>Description</u> ch claim over 20 ch Independent claim ov ultiple dependent claims, issue: each claim over 2 dasue: each independent	if not paid 0 and more than	in the original in the original	patent patent
			SUE	STOTAL (2) \$	0.00
3. APPLICATION					
If the specification an entity) for each additi	d drawings exce onal 50 sheels o	ed 100 sheets of paper, the fraction thereof. See 35	e application size U.S.C. 41(a)(1)(G	fee due is \$250 ) and 37 CFR 1.	(\$125 for small .16(s).
Total Sheets	Extra She	Number of each		Fee from below	Fees paid (\$)
10	00 =	/ 50 \times (round	up to whole number)	х	
Foe Fee Fee Gode (\$) Co 1081 250 201 1082 250 201 1083 250 201	de (\$)	ee <u>Description</u> : Applicate by and initial 100 sheets blillity Design	tion size fee for e (count spec & drawii	each additional	group of 50 sheets ncos & program listings):
1084 250 200	84 125 i	leissue			
			SUI	BTOTAL (3) \$	0,00

Page 3 of 3

FEE C	ALCULA	TION (cor	tinued)				
	THER FE						
7. 9	THU LE	## #			Fees Paid (\$)		
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Lorge		<u>Small Er</u>					
Fec	Fee	Feb	Fee	Eng Description			
Code 1051	(\$) 130	Codo 2051	(\$) 65	Fee Description Surcharge - late filing fee or oath			
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet			
1053	130	1053	130	Non-English specification			
1812	2,520	1812	2,520	For filing a request for ex parte reexamination			
1813	8,800	1813	8,800	Request for Inter parties reexamination			
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action			
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
1251	120	2251	60 225	Extension for reply within first month Extension for reply within second month			
1252	450 1,020	2252 2253	510	Extension for reply within second month			
1253 1254	1,590	2253 2254	7 <b>9</b> 5	Extension for reply within fourth month			
1255	2.160	2255	1,080	Extension for reply within fifth month			
1401	500	2401	250	Notice of Appeal			
1402	500	2402	250	Filing a brief in support of an appeal			
1403	1,000	2403	500	Request for oral hearing			
1451	1,510	1451	1,510	Petition to institute a public use proceeding			
1452	500	2452	250	Petition to revive – unavoidable			
1453	1,500	2453	750	Petition to revive - unintentional	<del></del>		
1501	1,400	2501	700	Utility issue fee (or reissue)			
1502	800	2502 2503	400 550	Design issue fee Plant issue fee			
1503	1100 400	2503 1462	550 400	Petitions to the Commissioner (CFR 1.17(f) Group I)			
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)			
1464	130	1464	130	Petitions to the Commissioner (CFR 1,17(h) Group III)			
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)			
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00		
8021	40	8021	40	Recording each patent assignment per			
				property (times number of properties)			
1809	790	2809	395	For filing a submission after final rejection			
		0011		(see 37 CFR 1.129(a))			
1814	130	2814	65 305	Statutory Disclaimer			
1810	790	2810	395	For each additional invention to be examined			
1801	790	2801	395	(see 37 CFR 1.129(b)) Request for Continued Examination (RCE)			
1802	900	1802	900	Request for expedited examination (NOE)			
		,		application			
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.			
1505	300	1505	300	Publication fee for republication			
1803	130	1803	130	Request for voluntary publication or republication			
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals			
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority	У		
Other	fee (speci	ifv)					
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				SUBTOTAL (4) \$1	80.00		
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SUBMITTED BY:							
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турес	or Print	ed Mame:	Jorda	n M. Becker			
Signa	iure:	1/2-	<i>f</i> r1	Date: April 22, 2005			
Reg. 1	Reg. Number: 39,602 Telephone Number: 408-720-8300						

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Page 1 of 3

FEE TRANSMITTAL FOR FY 2005								
Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).								
TOTAL AMOUNT OF PAYMENT (\$) 180.00								
Complete if Known;								
Application No09/981,644								
Filing Date 10/16/2001								
First Named Inventor <u>Jason Lango, et al.</u>								
Examiner Name Min S. Kwon								
Art Unit 2142 Attorney Docket No 5693P113								
Applicant claims small entity status. See 37 CFR 1.27.								
METHOD OF PAYMENT (check all that apply)  Check Credit Card Money Order None	Other (please Identify)							
Check Credit Card Money Didet Money	Other (please identity)							
X Deposit Account								
Deposit Account Number : <u>02-2666</u> Deposit Account Name:								
X The Director is Authorized to do the following with respect to the above-identific	ed Deposit Account:							
X Charge fee(s) indicated below.								
X Charge any additional fee(s) or underpayment of fee(s) during the pendency of t	his application.							
Charge fee(s) indicated below except for the filing fee								
X Credit any overpayments.  X Any concurrent or future reply that requires a petition for extension of time shot	uld he treated se							
Incorporating an appropriate petition for extension of time and all required fees	should be charged.							
Warning: Information on this form may become public. Credit card information should not be inclu Provide credit card information and authorization on PTO-2038.	ded on this form.							
FEE CALCULATION								
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1. BASIC FILING, SEARCH, AND EXAMINATION FEES								
Laura Entitus Canall Entitus								
Large Entity Small Entity Fee Fee Fee	•							
Code (\$) Code (\$) Fee Description	Fees Paid (\$)							
1011 300 2011 150 Utility application filing fee								
1111 500 2111 250 Utility search fee 1,000/500	• • • • • • • • • • • • • • • • • • • •							
1311 200 2311 100 Utility examination fee								
1012 200 2012 100 Design application filing fee								
1112 100 2112 50 Design application filling fee 430/215	• • • • • • • • • • • • • • • • • • • •							
1312 130 2312 65 Design examination fee								
1013 200 2013 100 Plant filing fee								
1113 300 2113 150 Plant search fee 660/330								
1313 160 2313 80 Plant examination fee								
1004 300 2004 150 Reissuc filing fee								
1114 500 2114 250 Reissue search fee > 1,400/700								
1314 600 2314 300 Reissue examination fee								
1005 200 2005 100 Provisional application filing fee								
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SUBTOTAL (1)	\$ 0.00							

Page 2 of 3

2. EXCESS CLAIM FEES							
HP = highost number of total cla independent Claims	Extra Claims  - 20 or HP = X  ms paid for, if greater than 20	Fee from below					
Large Entity         Smell Entity           Fee         Fee         Fee           Code         (\$)         Code         (\$)           1202         50         2202         25           1201         200         2201         100           1203         360         2203         180           1204         200         2204         100           1205         50         2205         25	Fee Description Each claim over 20 Each independent claim over 3 Multiple dependent claims, if not paid Relssue: each claim over 20 and more than a Relssue: each independent claim more than						
entity) for each additional 50 shee	3. APPLICATION SIZE FEE  If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).  Number of each add'l Fee from						
j <sup>*</sup>	50 or fraction thereof  / 50 = (round up to whole number)	below Fees paid (\$)					
Large Entity         Small Entity           Fee         Fee           Code         (\$)           1081         250           2081         125           1082         250           2082         125           1083         250           2083         125           1084         250           2084         125	Fee Description: Application size fee for eabeyond initial 100 sheets (count spec & drawin Utility Design Plant Reissue	ach additional group of 50 sheets					
	SUB	TOTAL (3) \$ <u>0.00</u>					

Page 3 of 3

FEE C	ALCULA	TION (cor	ntinued)				
4. OTHER FEE(S)							
					Fees Paid (\$)		
Non-E	nglish Spa	ecification,	\$130 fee	(no small entity discount)			
<u>Large</u> I	<u>Entity</u>	Small E	<u>ntity</u>				
Fee	Fee	Fee	Fee				
Code	(\$)	Code	(\$)	Fee Description			
1051	130 50	2051 2052	65 25	Surcharge - late filing fee or oath Surcharge - late provisional filing fee or cover sheet			
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1254	1,590	2254	795	Extension for reply within fourth month	·		
1255	2,160	2255	1,080	Extension for reply within fifth month			
1401 1402	500 500	2401 2402	250 250	Notice of Appeal Filing a brief in support of an appeal			
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1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)			
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)			
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)	····		
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	<del></del>		
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00		
8021	40	8021	40	Recording each patent assignment per property (times number of properties)			
1809	790	2809	395	For filing a submission after final rejection	<del></del>		
		2000	000	(see 37 CFR 1,129(a))			
1814	130	2814	65	Statutory Disclaimer	,		
1810	790	2810	395	For each additional invention to be examined			
1				(see 37 CFR 1.129(b))			
1801	790	2801	395	Request for Continued Examination (RCE)			
1802	900	1802	900	Request for expedited examination of a design			
4504	***	4504	005	application			
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	<del></del>		
1505 1803	300 130	1505 1803	300 130	Publication fee for republication Request for voluntary publication or republication			
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	· <del></del>		
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority	,		
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	b D l .	. 231 2 I	Production of the Control of the Con	SUBTOTAL (4) \$ <u>1</u>	80.00		
	ITTED B	: Filing Fee I V:	Paid				
•	Typed or Printed Name: Jordan M, Becker						
Signature: Date: April 22, 2005							
Reg. Number: 39,602 Telephone Number: 408-720-8300							

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Attorney Docket No.: 5693P113

**Patent** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Jason Lango, et al.

Serial No.: 09/981,644

Filing Date: 10/16/2001

For: METHODS AND APPARATUS FOR

PACING DELIVERY OF STREAMING

MEDIA DATA

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Examiner: Min S. Kwon
Group Art Unit: 2142

Cortificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Tradomark Office on:

April 22, 2005

(Date of Transmission)

Harleen Bains

(Printed name)

April 22, 2005

(Signature)

(Date)

## INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1,97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability or constitutes prior art with respect to the present invention.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

	37 C.F.R. §1.97(b).
X	37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is <u>one</u> of the following:
	A statement pursuant to 37 C.F.R. §1.97(e) or
_X_	\$ <u>180.00</u> for the fee under 37 C.F.R. § 1.17(p).
an an earling of the	37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:

- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
- (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

Please charge Deposit Account No. 02-2666 the amount of \$180.00 to cover the fee required under 37 C.F.R. § 1.17(p).

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: <u>04-22-2005</u>

Jordan M. Becker Reg. No. 39,602

12400 Wilshire Blvd. Soventh Floor I.os Angeles, CA 90025 (408) 720-8300

Substitute for Form 144	9/PTO	And the state of t	Complete	if Known	
INEOE	2 Ν Λ Δ΄	TION DISCLOSUR	Application Number	09/981,644	
ł			Filing Date	10/16/2001	
STAT	EME	ENT BY APPLICAN	₹	First Named Inventor:	Jason Lango, et al.
	(use as	many sheets as necessary)		Art Unit	2142
				Examiner Name	Min S. Kwon
Sheet 1		of	1	Attorney Docket Number	5693P113
Telegrapian dig propried transportation of the service of the serv	<del></del>	U.S. PATEN	T DOCUMENTS		
Examiner Cito No. Initials*	Numt	Document Number bar-Kind Gode <sup>2</sup> (II known)	Publication Date MM-DD-YYYY	Name of Patenteo or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passagos or Relevant Figures Appear
	DS-	6,665,755 B2	12-16-2003	Modelski et al.	
	US-	6,747,991 B1	6-8-2004	Hemy et al.	
	US-	6,760,765 B1	7-6-2004	Asai et al.	
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	FOREIGN PATENT DOCUMENTS											
Examiner Initials*	Cilo No. <sup>1</sup>	Foreign Patent Document  Country Code' Number' Kind Code' (if kixwe)	Publication Date MM-DD-YYYY	Namo of Patentoe or Applicant of Cited Document	Pagos, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T						
		ALCO LL.										
P THE P IN THE REPORT SET 1												

Examiner	Date Considered	
Signature		<u> </u>

This collection of information is required by 37 CFB 1.97 and 1.98. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFB 1.14. This collection is estimated to take 2 hours to complete including gathering, propering, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patont and Tradomark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Based on Form PTO/SB/08A (08-03) as modified by BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP on 09/10/03.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). Soc Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japaneso patent documents, the indication of the year of reign of the Emperor must precede the sorial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language translation is attached.